

PTO/SB/21 (08-00)
Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Redu	uction Act of 1995	, no persons a			7	less it displays a valid OMB control number	
TRANSMITTAL			Application Number		10/686,438		
			Filing Date		October 14, 2003		
FORM			First Named Inventor		YOSHIFUMI NOBE		
(to be used for all correspondence after initial filing)			Group Art Unit		3723		
(15 25 accessor an octooperation and mining)			Examiner Name		OJINI, Eziamara Anthony		
Total Number of Pages in This Submission		4	Attorney [Docket Number	09792909	9-5738	
ENCLOSURES (check all that apply)							
Fee Transmittal Form		Assignment Papers (for an Application)		After Allowance Communication to Group			
Fee Attached		Drawings 3 Replacement Sheets		Appeal Communication to Board of Appeals and Interferences			
Amendment / Reply		Licensing-related Papers			eal Communication to Group eal Notice, Brief, Reply Brief)		
After Final		Petition		Prop	orietary Information		
Affidavits/declaration(s)		Petition to Convert to a Provisional Application		Stat	us Letter		
Extension of Time Request		Power of Attorney, Revocation Change of Correspondence Address			er Enclosure(s) (please httify below):		
Express Abandonment Request		Terminal Disclaimer					
Information Disclosure Statement		Request for Refund		Certificate of Express Mailing; Return Receipt Postcard			
Certified Copy of Priority Document(s)		CD, Number of CD(s)					
Response to Missing Parts/		required fees asso		ciated with	authorized to charge any n this communication or		
Incomplete Application		credit any overpay		ment to Deposit Account No. 19-3140.			
Response to Missing Parts Under 37 CFR 1.52 or 1.53							
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT							
Firm SONNENSCHEIN NATH & ROSENTHAL LLP (CUSTOMER # 26263)							
Individual Name By Lara Dickey Lewis, Reg. No. 48,161							
Signature Sakabichly Lewis							
Date May 28, 2004							
CERTIFICATE OF MAILING BY EXPRESS MAIL							
I hereby certify that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office to							
Addressee," under 37 CFR 1.10, and addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 (Express Mail # EV 460869130 US) on this date:						05/28/04	
Typed or printed name							
Signature	Connie a. Mills				Date	05/28/04	

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

MAY 2 8 2004

nder the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

Certificate of Mailing by EXPRESS MAIL under 37 CFR 1.10

I hereby certify that the following documents:

Transmittal Form (1 pg); Amendment/Reply to May 6, 2004 Office Action (2 pgs); Return receipt postcard

are being deposited with the United States Postal as "Express Mail Post Office to Addressee" and addressed to:

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

May 28, 2004

Date

Signature

Connie A. Mills

Typed or printed name of person signing Certificate

EV 460869130 US EXPRESS MAIL NO.

Note: Each paper must have its own certificate of mailing by Express Mail, or this certificate must identify each submitted paper.

Docket No. 09792909-5738

6-1-04

IFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.

10/686,438

Confirmation No. 6875

Applicant

NOBE, Yoshifumi October 14, 2003

Filing Date TC/A.U.

3723

Examiner

OJINI, Eziamara Anthony

Title:

POLISHING APPARATUS AND POLISHING METHOD

Docket No.

09792909.5738

Customer Number

26263

Mail Stop Amendment
Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

RESPONSE TO RESTRICTION REQUIREMENT

Responsive to the Restriction Requirement dated May 6, 2004, Applicant respectfully requests entry of the following election of claims:

ELECTION OF CLAIMS

Applicant hereby elects, without traverse, Species I corresponding to claims 1-5, 10 and 19 and hereby withdraws Species II, III, IV and V (corresponding to claims 6-9 and 11-18) as being directed to a nonelected species with the proviso that these claims may be considered should a generic claim be allowed.